

HEATHER E. WILLIAMS, Bar No. 122664
Federal Defender
ANN C. M^cCLINTOCK, Bar No. 141313
Assistant Federal Defender
801 I Street, 3rd Floor
Sacramento, CA 95814
Telephone: (916) 498-5700

Attorneys for Movant
PAUL JEMERIGBE

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	Case No. 2:93-cr-251 KJM AC P
)	
Plaintiff-Respondent,)	<u>STIPULATED BRIEFING SCHEDULE</u>
)	<u>AND PROPOSED ORDER</u>
v.)	
)	
PAUL JEMERIGBE,)	Judge: Hon. Allison Claire
)	
Defendant-Movant.)	
)	

Movant PAUL JEMERIGBE, by and through his appointed counsel, filed a Motion to Vacate, Set Aside, or Correct Sentence under 28 U.S.C. §2255 pursuant to *Johnson v. United States, nunc pro tunc* on June 16, 2016. See ECF No. 338. On February 17, 2016, this matter was reassigned to the Honorable Kimberley J. Mueller. ECF No. 339. On February 22, 2017, the case was referred the Magistrate Judge Allison Claire for review. ECF No. 341-42. To date, no briefing schedule has issued.

Mr. Jemerigbe wishes to accelerate the disposition of this case. The government does not object to an accelerated schedule.

IT IS HEREBY STIPULATED by and between Phillip A. Talbert, United States Attorney, through Ross K. Naughton, Assistant United States Attorney, attorneys for Respondent, and Heather Williams, Federal Defender, through Assistant Federal Defender, Ann C. M^cClintock, attorneys for Paul Jemerigbe, that the briefing schedule be set to allow the

1 government to file and serve its answer within 60 days, and for Movant to file a traverse, if any,
2 within 30 days thereafter.

3 DATED: April 27, 2017

Respectfully,

4 HEATHER E. WILLIAMS
5 Federal Defender

6 /s/ Ann C. M^cClintock
7 ANN C. M^cCLINTOCK
Assistant Federal Defender

8 Attorney for Defendant-Movant
9 PAUL JEMERIGBE

10 DATED: April 27, 2017

PHILLIP A. TALBERT
United States Attorney

11 /s/ Ross K. Naughton
12 ROSS K. NAUGHTON
13 Assistant U.S. Attorney

14 Attorney for Plaintiff-Respondent

15

16

17

18

19

20

21

22

23

24

25

26


27

28

ORDER

The parties' stipulation is accepted. The government shall file a response to Movant Jemerigbe's June 16, 2016, Motion to Vacate, Set Aside, or Correct Sentence under 28 U.S.C. §2255 pursuant to *Johnson v. United States*, ECF No. 340, no later than 60 days from the effective date of this order. Movant shall file a traverse or reply, if any, no later than 30 days after service of the government's response.

DATED: April 27, 2017


ALLISON CLAIRE
UNITED STATES MAGISTRATE JUDGE